

June 4, 2018

REGULAR MEETING of the Akron Village Board was held on this date at 7:34 p.m.
Present: Mayor Carl E. Patterson; Trustees Michael R. Middaugh and Darrin L. Folger;
Attorney Andrew Borden; Treasurer Tammy Kelley, Clerk Jayne DeTine, Chief of Police
Richard Lauricella and Code Enforcement Officer Michael Borth.

The Deputy Mayor led us in the pledge to the flag. The Mayor also requested a moment
of silence and prayers for Village Business Owner Ronald Konieczny and Town of Newstead
Attorney Nathan Neill as well as thoughts and prayers for both families.

RESOLUTION duly moved by Folger and seconded by Middaugh that the Minutes of the
Regular Meeting of May 21, 2018 and the Special Meeting of May 29, 2018 be and hereby are
approved by the Village Board.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION, duly moved by Middaugh seconded by Folger that the audit of the bills
is approved, and the Treasurer authorized to pay same in accordance with the following abstract
of audit vouchers:

General Fund	\$	5,754.38
Electric Fund	\$	8,870.44
Water Fund	\$	4,594.28
Sewer Fund	\$	16,511.65
Capital Water	\$	50.93

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Middaugh that the following
building permits be and hereby are approved with the applications and approval of the Code
Enforcement Officer:

Nickle City Outlet	32 Main Street, Rear	New Business	\$50.00
Newstead Senior Ctr	Buell/Clarence Ctr. Rd	Sign	\$ 0.00
Melissa Baehr	5 Cummings Ave	Fence	\$50.00
Mary Sellers	5 Brooklyn Street	Roof	\$50.00
Brian Borth	5 Exchange Street	Carport	\$120.00
Janet Lindquist	63 Cedar Street	Driveway	\$50.00
Nickle City Outlet	32 Main Street, Rear	Signs	\$150.00

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Folger that the following
Application for a Dumpster Permit be and hereby is approved in accordance with the application
filed and payment of permit fee:

David Glian	27 Jackson Street	One Year	\$50.00
Akron Pharmacy	58 Main Street	30 Day	\$50.00

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

PUBLIC HEARING – none

APPEARANCE – none

PUBLIC COMMENT – Retired Village Attorney Don Shonn stated that one of the requests of the Community in the Comprehensive Plan was to keep the Town and Village Rural feel and by allowing chickens it would certainly support that request. His wife Planning Board Member Mary Jane Shonn would support the idea of allowing chickens in the Village.

PROJECT REPORTS –

CDBG Year 2017 Project – Marshall Avenue, Morgan Street, Cedar Street Waterline Loop – The Village DPW continues to work on the waterline installation on Morgan Street.

Route 93 Mechanic Street Bridge State Project – Mayor Patterson reminded everyone that the Rt. 93 Bridge will be closed as of June 25, 2018.

MONTHLY REPORTS –

Departments –

VILLAGE ATTORNEY – had the pleasure of working with Nathan Neill professionally and socially and most admired and appreciated his professionalism in everything he did. He will be missed. He reported looking forward to working with Brendon Neill in the future.

Attended a municipal law seminar where discussion of ownership of Electric Poles was held. Companies such as Verizon will pay to use the poles to attached lines and small cell towers. Ownership of the poles gives the Municipality the right to regulate what goes on the poles.

CLERK – submitted the May 2018 Report. Reported: 2018-2019 Taxes sorted and mailed out on May 31, 2018; prepared the 2018-2019 PILOT payments for the two parcels that are under current ECIDA agreements; attended the work session for the Planning Board held May 21, 2018.

CHIEF OF POLICE – submitted report for May 2018 and schedule for June 2018. Reported that Officer Baron will be retiring from his full-time job and will have to leave our employment until his retirement is complete and then can be re-instated. Car Shows are under way, Bike-a-thon went well this past Saturday, Sidewalk Sale is June 16, 2018; SRO hours may increase with the ending of school; patrol car has been ordered and expected in by the end of June.

PUBLIC WORKS MANAGER – reported: excused absence

CODE ENFORCEMENT OFFICER – submitted report for May 2018. Reported: present at the two Skyline Drive fires and the Bloomingdale Avenue fire.

Board would like Mike to be a part of the process of breaking down the actions at the fires along with the Akron Fire Company and the Disaster Coordinator. Mayor Patterson would like Mike to add a section to his report on Property Maintenance.

Elected Officials –

TRUSTEES – COORDINATORS

Trustee Perry – reported: excused

Trustee Middaugh – reported: attended the Memorial Day Ceremony mentioning what a great tribute it was for past, present and future military personnel, also mentioned what a great job speaker Frank Falkowski did on his speech. Reminder that the Annual Sidewalk Sale is scheduled for June 16, 2016.

Mayor Patterson – reported: Also mentioned the wonderful Memorial Day Ceremony honoring all those who served and serve this Country and gave kudos to the VFW Post, The Legion and the Village DPW for their participation in the ceremony. Also, along with Attorney Borden, updated those in attendance about the possible changes in the Village dog law.

Trustee Forrestel – reported: excused

Trustee Folger – reported: Echoed the comments from Mayor Patterson and Trustee Middaugh about the Memorial Day Ceremony. Also, thanked the residents for their dog law comments.

OLD BUSINESS

Clinton Street/Eckerson Avenue Village Land – Attorney Borden heard back from UB’s Department of Architecture and the department would like to use the Village project as their fall semester course. The project would focus on the end of the bike path, tying the path to the business district and parks system. In terms of the donation to the program, he suggested up to \$3,000.00 in lieu of payment as a fair donation for the semester of work and the finished product.

RESOLUTION duly moved by Folger and seconded by Middaugh to support the donation in lieu of payment up to \$3,000.00 for the UB study and design for the Clinton Street/Eckerson Avenue Village Land be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

Public Works Facility at 43 East Avenue – included in the above Old Business for Clinton Street/Eckerson Avenue Village Land.

Cable Contract – nothing

Corrective Action Plan – quarterly review completed March 19, 2018. The next quarterly review will be at the end of June 2018.

State Street Bridge – waiting for the result of the submitted grant application.

Sewer RBC Replace or Rebuild – nothing

BROW (Beyond the Right of Way) Tree Program –Attorney Borden suggested to table this subject for now while he continues to investigate all the legalities, policies, and possible procedures that would have to be in place for such an action to be completed.

GIS – still in review with the Village Board and Public Works Manager Jon Cummings.

NEW BUSINESS

RESOLUTION duly moved by Folger and seconded by Middaugh to approve the payment of \$6,932.50 to T & R Electric for transformers on the recommendation of Electric Foreman Thomas Whitbeck be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

Trustee Folger recommended having a list of the inventory of the different transformers on hand along with any new purchase request.

RESOLUTION duly moved by Folger and seconded by Middaugh to allow the Akron Chamber of Commerce to hang their sidewalk sale banner across Main Street be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Patterson to extend the Handicap permit validity from three years to five years for any permits issued after June 4, 2018 be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Folger and seconded by Middaugh to authorize the Mayor to sign the Settlement Agreement between the Village of Akron and Verizon New York Inc. for their short payment of Gross Utility Tax for all periods prior to and including March 31, 2018 of \$2,500.00, paid within thirty days of a fully executed settlement agreement be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

CORRESPONDENCE –

Town Assessors May 2018 report.

Copy of letter to Akron Fire Company from Heather PeQueen.

Letter from the NYSDOT regarding the availability of \$100 million in funding through the Transportation Alternatives Program and the Congestion Mitigation and Air Quality Improvement Program.

Letter from the Town of Newstead regarding the request of information from the Akron Fire Company.

Complaint from Residents Dana & Andrea Bauer regarding issues on Mill Street.

Letter from Erie County Sheriff extending an invitation to the official opening of the Tactical Training Center located at 11250 Genesee Street in Alden on June 8, 2018 at 1:00 p.m.

PUBLIC COMMENT – retired Village Attorney Don Shonn fully supported the Bike Path project with UB and suggested adding parking at the end of the bike path. Also suggested putting the Comprehensive Plan on the agenda under Old Business.

RESOLUTION duly moved by Folger and seconded by Middaugh to go into an executive session regarding personnel matters at 8:28 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

RESOLUTION duly moved by Middaugh and seconded by Folger to come out of the executive session regarding personnel matters at 9:07 pm be and hereby is approved.

ADOPTED	CARL E. PATTERSON	- AYE
	MICHAEL R. MIDDAUGH	- AYE
	DARRIN L. FOLGER	- AYE

On motion of Middaugh and seconded by Folger at 9:08 p.m. this meeting was ADJOURNED

MAYOR

CLERK